IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 8016 of 2006
With
SPECIAL CIVIL APPLICATION No. 8017 of 2006
To
SPECIAL CIVIL APPLICATION No. 8019 of 2006

For Approval and Signature:

HONOURABLE MR.JUSTICE D.H.WAGHELA

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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MAHENDRAKUMAR MANJIBHAI SOLANKI - Petitioner(s)
Versus
STATE OF GUJARAT & 2 - Respondent(s)

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Appearance :
MR AJ YAGNIK for Petitioner(s) : 1,
Mr K P Rawal, Asstt.GOVERNMENT PLEADER for Respondent(s) : 1,
None for Respondent(s) : 2 - 3.

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CORAM : HONOURABLE MR.JUSTICE D.H.WAGHELA
Date : 18/04/2006

ORAL (COMMON) JUDGMENT

The learned counsel Mr. Anandavardhan J Yagnik appearing for the petitioners submitted that the issues raised and the apprehensions expressed in these petitions

have been squarely dealt with by this Court (Coram : Hon'ble Mr Justice M S Shah) in Special Civil Application No.11403 of 2004 and allied matters and appropriate directions were issued by the order dated 4.11.2004. The petitioners however, apprehended that the directions might be implemented only as far as the petitioners in those petitions were concerned, even though the orders impugned in those petitions were based on the same order dated 21.8.2004 and the same circular dated 17.7.2004 which are under challenge in the present set of petitions.

2. The learned AGP Mr K P Rawal appearing on advance copy, made a statement that the order made and the directions issued in the aforesaid order dated 4.11.2004 in Special Civil Application No.11403 of 2004 and allied matters shall be respected and applied in the case of the petitioners as well as the other employees covered by the impugned order dated 21.8.2004 and since the aforesaid order of this Court is not challenged or reversed, it would not be necessary for each employee to approach the Court for a similar order.

3. Upon the above statement of the learned AGP being recorded, the petitions, admittedly, do not survive for the grant of any further relief and accordingly they are disposed as not pressed at this stage.

[D H Waghela, J.]

msp